

118TH CONGRESS  
1ST SESSION

# S. 1540

To amend the Forest and Rangeland Renewable Resources Planning Act of 1974 and the Federal Land Policy and Management Act of 1976 to provide for circumstances under which reinitiation of consultation is not required under a land and resource management plan or land use plan under those Acts, and for other purposes.

---

## IN THE SENATE OF THE UNITED STATES

MAY 10, 2023

Mr. DAINES (for himself, Mr. RISCH, and Mr. CRAPO) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

---

## A BILL

To amend the Forest and Rangeland Renewable Resources Planning Act of 1974 and the Federal Land Policy and Management Act of 1976 to provide for circumstances under which reinitiation of consultation is not required under a land and resource management plan or land use plan under those Acts, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1     **SECTION 1. CONSULTATION UNDER CERTAIN LAND AND**  
2                 **RESOURCE MANAGEMENT PLANS AND LAND**  
3                 **USE PLANS.**

4         (a) NATIONAL FOREST SYSTEM LAND AND RE-  
5     SOURCE MANAGEMENT PLAN.—Section 6 of the Forest  
6     and Rangeland Renewable Resources Planning Act of  
7     1974 (16 U.S.C. 1604) is amended by adding at the end  
8     the following:

9             “(n) COMPLETED FEDERAL ACTION.—A land and  
10   resource management plan for a unit of the National For-  
11   est System approved, amended, or revised under this sec-  
12   tion shall not—

13             “(1) be considered to be a continuing Federal  
14   agency action; or

15             “(2) constitute a discretionary Federal involve-  
16   ment or control for a distinct Federal purpose.”.

17         (b) BUREAU OF LAND MANAGEMENT LAND USE  
18   PLANS.—Section 202 of the Federal Land Policy and  
19   Management Act of 1976 (43 U.S.C. 1712) is amended  
20   by adding at the end the following:

21             “(g) COMPLETED FEDERAL ACTION.—A land man-  
22   agement plan approved, amended, or revised under this  
23   section shall not—

24             “(1) be considered to be a continuing Federal  
25   agency action; or

1           “(2) constitute a discretionary Federal involve-  
2       ment or control for a distinct Federal purpose.”.

○